The New York City Council Council Agenda

Stated Meeting

January 19, 2023

1:30 PM

Council Chambers - City Hall

1. Roll Call

ROLL CALL

2. Invocation

INVOCATION - Delivered by: Venerable You Lin, Director, Fo Guang Shan New York Temple/International Buddhist Society located at 154-37 Barclay Ave., Flushing, NY 11355.

Motion to spread the Invocation in full upon the record by Council Member Keith Ung.

3. Adoption of Minutes

ADOPTION OF MINUTES - Motion that the Minutes of the Stated Meeting of December 21, 2022 be adopted as printed by Council Member Cabán.

4. Messages & Papers from the Mayor

MESSAGES & PAPERS FROM THE MAYOR - None

5. Communications from City, County & Borough Offices

COMMUNICATIONS FROM CITY, COUNTY & BOROUGH OFFICES

M 0109-2023 Carol R. Edmead, Commissioner of Elections of the Board of Elections.

Communication from the New York County Democratic Committee recommending the name of Carol R. Edmead to the Council regarding her appointment to the office of Commissioner of Elections of the Board of Elections pursuant to § 3-204 of the New York State Election Law.

Preconsidered - Rules, Privileges and Elections

6. Petitions and Communications

PETITIONS AND COMMUNICATIONS

M 0110-2023 Deanna Hoskins, New York City Board of Correction

Deanna Hoskins, candidate for appointment by the Council to the New York City Board of Correction pursuant to § 626 of the New York City Charter.

Preconsidered - Rules, Privileges and Elections

M 0111-2023 Rachel Bedard, New York City Board of Correction

Rachel Bedard, candidate for appointment by the Council to the New York City Board of Correction pursuant to § 626 of the New York City Charter.

Preconsidered - Rules, Privileges and Elections

7. Land Use Call-Ups

LAND USE CALL-UPS

M 0112-2023 Zoning, 213-227 West 28th Street Parking Special Permits, Manhattan (C 200012 ZSM and C 200013 ZSM)

By Council Member Bottcher:

Pursuant to Sections 11.20b and 11.20c of the Council Rules and Section 197-d(b)(3) of the New York City Charter, the Council hereby resolves that the actions of the City Planning Commission on Uniform Land Use Review Procedure Application Numbers C 200012 ZSM and C 200013 ZSM (213-227 West 28th Street Parking Special Permits) shall be subject to Council review.

8. Communication from the Speaker

COMMUNICATION FROM THE SPEAKER

9. Discussion of General Orders

DISCUSSION OF GENERAL ORDERS

10. Reports of Special Committees

REPORTS OF SPECIAL COMMITTEES - None

11. Reports of Standing Committees

REPORTS OF STANDING COMMITTEES

Report of the Committee on Aging REPORT OF THE COMMITTEE ON AGING

Int 0672-2022-A Age In Place NYC Package - Cultural programming relevant to prevalent spoken languages at older adult centers.

A Local Law to amend the administrative code of the city of New York, in relation to cultural programming relevant to prevalent spoken languages at older adult centers *Amended and Coupled on General Orders*

Int 0673-2022-A Age In Place NYC Package - Promoting housing stability for seniors by entitling any person who is 60 years of age or older

to full legal representation in eviction or termination of tenancy proceedings in housing court.

A Local Law to amend the administrative code of the city of New York, in relation to promoting housing stability for older adults by making available full legal representation in eviction or termination of tenancy proceedings in housing court for any person who is 60 years of age or older and establishing a housing support program for persons 60 years of age or older who are at risk of eviction or foreclosure

Amended and Coupled on General Orders

Int 0674-2022-A Age In Place NYC Package - Requiring a know your rights pamphlet for older adults.

A Local Law to amend the administrative code of the city of New York, in relation to requiring a know your rights pamphlet for older adults

Amended and Coupled on General Orders

Report of the Committee on Consumer and Worker Protection

REPORT OF THE COMMITTEE ON CONSUMER AND WORKER PROTECTION

Int 0559-2022-A

Restricting the provision of eating utensils, condiment packets, napkins and extra eating containers, and clarifying the definition of third-party courier service.

A Local Law to amend the administrative code of the city of New York, in relation to restricting the provision of eating utensils, condiment packets, napkins and extra eating containers, and clarifying the definition of third-party courier service

Amended and Coupled on General Orders

Report of the Committee on Finance REPORT OF THE COMMITTEE ON FINANCE

Res 0457-2023

Approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

Preconsidered - Coupled on General Orders

Res 0466-2023

LU 163 - Kay's Place, Block 1028, Lot 7, Brooklyn, Community District No. 6, Council District No. 39.

Resolution approving an exemption from real property taxes for property located at (Block 1028, Lot 7) Brooklyn, pursuant to Section 577 of the Private Housing Finance Law (Preconsidered L.U. No. 163).

Preconsidered - Coupled on General Orders

Report of the Committee on Governmental Operations REPORT OF THE COMMITTEE ON GOVERNMENTAL OPERATIONS

Int 0855-2022-A

Requiring disclosure of the identity of contributors to entities making independent expenditures in support of or in opposition to any municipal ballot proposal or referendum.

A Local Law to amend the New York city charter, in relation to requiring disclosure of the identity of contributors to entities making independent expenditures in support of or in opposition to any municipal ballot proposal or referendum *Amended and Coupled on General Orders*

Report of the Committee on Higher Education REPORT OF THE COMMITTEE ON HIGHER EDUCATION

Int 0660-2022-A

Establishing a program to provide transition services for students with disabilities entering higher education.

A Local Law to amend the administrative code of the city of

New York, in relation to establishing a program to provide transition services for students with disabilities entering higher education

Amended and Coupled on General Orders

Report of the Committee on Land Use REPORT OF THE COMMITTEE ON LAND USE

Res 0467-2023

LU 155 - Zoning, 97-27 57th Ave. Commercial Overlay, Queens (C 220250 ZMQ)

Resolution approving the decision of the City Planning Commission on ULURP No. C 220250 ZMQ, a Zoning Map amendment (L.U. No. 155).

Coupled on General Orders

Res 0468-2023

LU 156 - Zoning, 58-02 Northern Blvd Rezoning, Queens (C 210389 ZMQ)

Resolution disapproving the decision of the City Planning Commission on ULURP No. C 210389 ZMQ, a Zoning Map amendment (L.U. No. 156).

Motion to Disapprove

Res 0469-2023

LU 157 - Zoning, 58-02 Northern Blvd Rezoning, Queens (N 210390 ZRQ)

Resolution disapproving the decision of the City Planning Commission on Application No. N 210390 ZRQ, for an amendment of the text of the Zoning Resolution (L.U. No. 157).

Motion to Disapprove

LU 0158-2023

Zoning, 446-448 Park Avenue Rezoning, Brooklyn (C 210332 ZMK)

Application number C 210332 ZMK (446-448 Park Avenue Rezoning) submitted by 446-448 Park Realty Corp., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 12d: changing

from an M1-1 District to an M1-4/R6A District and establishing a Special Mixed Use District (MX-4), Borough of Brooklyn, Community District 3, Council District 33.

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

LU 0159-2023

Zoning, 446-448 Park Avenue Rezoning, Brooklyn (N 210333 ZRK)

Application number N 210333 ZRK (446-448 Park Avenue Rezoning) submitted by 446-448 Park Realty Corp., pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Brooklyn, Community District 3, Council District 33.

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

LU 0160-2023

Zoning, Reform Temple of Forest Hills Rezoning, Queens (C 220274 ZMQ)

Application number C 220274 ZMQ (Reform Temple of Forest Hills Rezoning) submitted by Werber Management, Inc. and Reform Temple of Forest Hills, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 14a, changing from an R1-2A District an R7D District, Borough of Queens, Community District 6, Council District 29.

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

LU 0161-2023

Zoning, Reform Temple of Forest Hills Rezoning, Queens (N 220275 ZRQ)

Application number N 220275 ZRQ (Reform Temple of

Forest Hills Rezoning) submitted by Werber Management, Inc. and Reform Temple of Forest Hills, pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area, Borough of Queens, Community District 6, Council District 29.

Approved with Modifications and Referred to the City Planning Commission pursuant to Section 197-(d) of the New York City Charter.

Res 0470-2023

LU 162 - Zoning, Gowanus Green ESDC Grant Application, Brooklyn (G 220025 GAK)

Resolution in support of New York City's application for funding for a capital project under the Restore New York Communities Initiative pursuant to Section 16-n of the New York State Urban Development Corporation Act, related to property known as Gowanus Green Building A (Block 471, Lot 1), in the Borough of Brooklyn (L.U. No. 162; G 220025 GAK).

Coupled on General Orders

Res 0471-2023

LU 164 - Landmarks, 34 Morningside Avenue Cluster Technical Correction, Manhattan (G 220026 CCM)

Resolution amending Resolution 261 of the year 2022 related to the 34 Morningside Avenue ANCP Cluster Application No. G 220026 CCM, for approval of an Urban Development Action Area Project and related real property tax exemption (L.U. No. 471) (Preconsidered L.U. 164).

Preconsidered - Coupled on General Orders

12. General Orders Calendar

GENERAL ORDERS CALENDAR

T2022-0001 Commissioner of Deeds

Coupled on General Orders

Coupled on General Orders Calendar

COUPLED ON GENERAL ORDERS CALENDAR

Aging

AGING

Int 0672-2022-A Age In Place NYC Package - Cultural programming relevant to

prevalent spoken languages at older adult centers.

A and GO

Int 0673-2022-A Age In Place NYC Package - Promoting housing stability for

seniors by entitling any person who is 60 years of age or older to full legal representation in eviction or termination of tenancy

proceedings in housing court.

A and GO

Int 0674-2022-A Age In Place NYC Package - Requiring a know your rights

pamphlet for older adults.

A and GO

Consumer and Worker Protection

CONSUMER AND WORKER PROTECTION

Int 0559-2022-A Restricting the provision of eating utensils, condiment packets,

napkins and extra eating containers, and clarifying the

definition of third-party courier service.

A and GO

Finance

FINANCE

Res 0457-2023 Approving the new designation and changes in the designation

of certain organizations to receive funding in the Expense

Budget.

Preconsidered - GO

Res 0466-2023 LU 163 - Kay's Place, Block 1028, Lot 7, Brooklyn, Community

District No. 6, Council District No. 39.

Preconsidered - GO

Governmental Operations

GOVERNMENTAL OPERATIONS

Int 0855-2022-A Requiring disclosure of the identity of contributors to entities

making independent expenditures in support of or in opposition

to any municipal ballot proposal or referendum.

A and GO

Higher Education

HIGHER EDUCATION

Int 0660-2022-A Establishing a program to provide transition services for

students with disabilities entering higher education.

A and GO

Land Use

LAND USE

Res 0467-2023 LU 155 - Zoning, 97-27 57th Ave. Commercial Overlay, Queens

(C 220250 ZMQ)

GO

Res 0468-2023 LU 156 - Zoning, 58-02 Northern Blvd Rezoning, Queens (C

210389 ZMQ)

Disapproved

Res 0469-2023 LU 157 - Zoning, 58-02 Northern Blvd Rezoning, Queens (N

210390 ZRQ)

Disapproved

Res 0470-2023 LU 162 - Zoning, Gowanus Green ESDC Grant Application,

Brooklyn (G 220025 GAK)

GO

Res 0471-2023 LU 164 - Landmarks, 34 Morningside Avenue Cluster

Technical Correction, Manhattan (G 220026 CCM)

Preconsidered - GO

General Orders Calendar

GENERAL ORDERS CALENDAR

T2022-0001 Commissioner of Deeds

GO

13. Introduction & Reading of Bills

See Attached

INTRODUCTION & READING OF BILLS (SEE BELOW)

14. Discussion of Resolutions

DISCUSSION OF RESOLUTIONS

15. Resolutions

RESOLUTIONS

Res Support of self-determination for Puerto Rico.

0057-2022-A

Resolution calling on Congress to pass, and the President to sign, a bill in support of self-determination for Puerto Rico. *Amended and Adopted by the Committee on Cultural Affairs*,

Libraries and International Intergroup Relations

Res 0387-2022 U.S. Congress to repeal the Merchant Marine Act of 1920,

commonly known as the "Jones Act".

> Resolution calling on the U.S. Congress to repeal the Merchant Marine Act of 1920, commonly known as the "Jones Act".

Adopted by the Committee on Cultural Affairs, Libraries and International Intergroup Relations

Res 0392-2022-A Supporting a democratically governed public entity that will provide reliable and affordable electrical power to the people of Puerto Rico and supporting the immediate cancellation of the contract with LUMA Energy.

Resolution supporting a democratically governed public entity that will provide reliable and affordable electrical power to the people of Puerto Rico and supporting the immediate cancellation of the contract with LUMA Energy. Amended and Adopted by the Committee on Cultural Affairs, Libraries and International Intergroup Relations

16. **General Discussion**

GENERAL DISCUSSION

17. **Extension of Remarks**

EXTENSION OF REMARKS

INTRODUCTION AND READING OF BILLS

INTRODUCTION AND READING OF BILLS

Int 0877-2023 By Council Members Abreu, De La Rosa and Menin

> A Local Law to amend the administrative code of the city of New York, in relation to requiring an exit interview for departing and retiring municipal employees

Civil Service and Labor

Res 0456-2023 By Council Member Avilés

Resolution calling on the United States Congress to pass, and

the President to sign, H.R.9319, known as the SNAP Theft Protection Act of 2022.

General Welfare

Int 0878-2023

By Council Members Ayala, Sanchez, Bottcher, Won, The Public Advocate (Mr. Williams) and Hanif

A Local Law to amend the administrative code of the city of New York, in relation to rental assistance eligibility requirements

Preconsidered - General Welfare

Res 0457-2023

By Council Member Brannan

Resolution approving the new designation and changes in the designation of certain organizations to receive funding in the Expense Budget.

Preconsidered - Finance

Res 0458-2023

By Council Members Bottcher, Hudson and Cabán

Resolution calling on the New York State Legislature to pass, and the Governor to sign, A.7001B/S.6677A to enact the Gender Identity Respect, Dignity and Safety Act, which would allow for appropriate treatment and placement of incarcerated people based upon their gender identity.

Criminal Justice

Int 0879-2023

By Council Members Brooks-Powers and Krishnan

A Local Law to amend the administrative code of the city of New York, in relation to the installation of bollards at reconstructed sidewalks, curb extensions and pedestrian ramps *Transportation and Infrastructure*

Int 0880-2023

By Council Member Dinowitz

A Local Law to amend the administrative code of the city of New York, in relation to requiring the 311 customer service center to provide live chat functionality

Technology

Int 0881-2023

By Council Members Dinowitz and Williams

A Local Law to amend the administrative code of the city of New York, in relation to requiring that 311 allow persons to request snow and ice removal on pedestrian bridges and that those reports be routed to the appropriate agency *Technology*

Res 0459-2023

By Council Member Farías

Resolution calling upon the New York State Legislature to pass, and the Governor to sign, A.7273/S.3063 prohibiting municipalities from requiring all employers to check prospective employees' work authorization status by using the federal electronic verification system and prohibiting employers from checking the employment authorization status of an existing employee or an applicant who has not been offered employment.

Immigration

Res 0460-2023

By Council Member Farías

Resolution calling on the New York State Legislature and Governor to fully fund the Metropolitan Transportation Authority (MTA) in the State's upcoming Fiscal Year 2024 Budget in an effort to ensure that: public transit riders have effective, affordable public transportation; the MTA maintains fiscal stability in the face of a looming fiscal cliff; and the MTA operate more frequent bus and train service statewide.

Transportation and Infrastructure

Int 0882-2023

By Council Member Holden

A Local Law to amend the administrative code of the city of New York, in relation to requiring that balloons made with electrically conductive material and filled with gas lighter than air be weighted and include warning labels

Consumer and Worker Protection

Int 0883-2023

By Council Member Holden

A Local Law to amend the administrative code of the city of New York, in relation to the operation of motorized scooters, and to repeal subdivision e of section 19-176.2 of such code, relating to operators of electric scooters and bicycles with electric assist

Transportation and Infrastructure

Res 0461-2023

By Council Member Holden

Resolution calling upon the Metropolitan Transportation Authority to allow seniors and people with disabilities to receive fare discounts on express buses during rush hours, between the hours of 6 am to 10 am and between 3 pm and 7 pm on Monday through Friday.

Transportation and Infrastructure

Res 0462-2023

By Council Members Hudson and Rivera

Resolution calling on the New York State Legislature to pass, and the Governor to sign, legislation allowing family and friends of incarcerated individuals to deliver packages in person during prison visits.

Criminal Justice

Res 0463-2023

By Council Member Menin

Resolution recognizing November 26 as Holodomor Memorial Day in the City of New York to honor the courage and resilience of the Ukrainian people.

Cultural Affairs, Libraries and International Intergroup Relations

Int 0884-2023

By Council Member Narcisse

A Local Law in relation to the establishment of a task force to study city mental health resources and mental health bed capacity in hospitals and jails and issue a report and make recommendations for remedying any deficiencies *Mental Health, Disabilities and Addiction*

Int 0885-2023

By Council Member Narcisse

A Local Law to amend the administrative code of the city of New York, in relation to the automatic waiver of certain additional penalties for a parking violation if a vehicle owner responds to a notice of violation between forty-five and ninety days of its issuance

Transportation and Infrastructure

Int 0886-2023

By Council Members Powers, Sanchez, Brannan, Velázquez, Menin and Holden

A Local Law in relation to accessory sign violations and waiving penalties and fees for signs that are accessory to a use on the same zoning lot

Housing and Buildings

Int 0887-2023

By The Public Advocate (Mr. Williams) and Council Members Rivera and Cabán

A Local Law to amend the administrative code of the city of New York, in relation to reporting on gender identity of individuals in the custody of the department of correction *Criminal Justice*

Int 0888-2023

By The Public Advocate (Mr. Williams) and Council Member Lee

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department of small business services to offer training and education to small businesses regarding accessibility of the workplace and inclusion of workers with disabilities

Small Business

Res 0464-2023

By The Public Advocate (Mr. Williams) and Council Member Cabán

Resolution calling on the New York State Legislature to pass, and the Governor to sign, S.6627/A.7562, an act to amend the banking law in relation to restructuring unsustainable

sovereign and subnational debt.

Cultural Affairs, Libraries and International Intergroup Relations

Int 0889-2023

By Council Members Restler, Won, Gutiérrez, Yeger, De La Rosa, Ossé, Holden, Krishnan, Sanchez, Williams, Avilés and Hanif

A Local Law to amend the New York city charter, in relation to post-employment activities of certain former public servants

Governmental Operations

Int 0890-2023

By Council Members Restler, Won, Gutiérrez, Yeger, De La Rosa, Ossé, Holden, Krishnan, Sanchez, Avilés and Hanif

A Local Law to amend the New York city charter, in relation to post-employment activities of former elected officials Governmental Operations

Int 0891-2023

By Council Member Salamanca Jr.

A Local Law to amend the administrative code of the city of New York, in relation to allowing charitable organizations to conduct games of chance at professional sporting venues

Consumer and Worker Protection

Int 0892-2023

By Council Members Salamanca Jr. and Rivera

A Local Law to amend the administrative code of the city of New York, in relation to a voluntary community gun buy-back program

Public Safety

Int 0893-2023

By Council Member Sanchez

A Local Law to amend the administrative code of the city of New York, in relation to expanding eligibility for rental assistance

Preconsidered - General Welfare

Int 0894-2023

By Council Members Sanchez and Avilés

A Local Law to amend the administrative code of the city of New York, in relation to income and work requirements for rental assistance

Preconsidered - General Welfare

Int 0895-2023

By Council Member Sanchez and The Public Advocate (Mr. Williams)

A Local Law to amend the administrative code of the city of New York, in relation to expanding availability of rapid testing for sexually transmitted infections *Health*

Res 0465-2023

By Council Members Sanchez and Hanif

Resolution calling upon the New York state legislature to enact legislation that would expand eligibility for the CityFHEPS (New York City Family Homelessness and Eviction Prevention Supplement) program in New York City. *Preconsidered - General Welfare*

Int 0896-2023

By Council Members Schulman and Hudson

A Local Law to amend the administrative code of the city of New York, in relation to requiring the department for the aging to report on senior and accessible dwelling units *Aging*

LU 0163-2023

By Council Member Brannan

Kay's Place, Block 1028, Lot 7, Brooklyn, Community District No. 6, Council District No. 39.

Preconsidered - Finance

LU 0164-2023

By Council Member Salamanca Jr.

Application number G 220026 CCM (34 Morningside Avenue Cluster Technical Correction) submitted by the New York City Department of Housing Preservation and Development, requests a technical amendment to Council Resolution 261 for the year 2022, related to Urban Development Action Area

Project (UDAAP) approval pursuant to Section 694 of the General Municipal Law, and approval of a new 40-year Article XI tax exemption, pursuant to Section 577 of the Private Housing Finance Law, for the 34 Morningside Avenue ANCP Cluster, to indicate that such tax exemption shall apply separately to each individual property comprising the Disposition Area. Borough of Manhattan, Community District 10, Council District 9.

Preconsidered - Landmarks, Public Sitings & Dispositions

LU 0165-2023

By Council Member Salamanca Jr.

Application number C 200012 ZSM (213-227 West 28th Street Parking Special Permits) submitted by 215 West 28th Street Property Owner LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-45 (Special Permits for additional parking spaces) and 13-451 (Additional parking spaces for residential growth) of the Zoning Resolution to allow an automated accessory parking garage with a maximum capacity of 41 spaces on portions of the ground floor, cellar and sub-cellar levels 1, 2 and 3, of a proposed mixed-use building at 213-219 West 28th Street (Block 778, Lot 31), on a zoning lot located at 213-227 West 28th Street (Block 778, Lots 25 & 31), in an M1-6D District. Borough of Manhattan, Community District 5, Council District 3.

Zoning and Franchises

LU 0166-2023

By Council Member Salamanca Jr.

Application number C 200013 ZSM (213-227 West 28th Street Parking Special Permits) submitted by 225 West 28th Street Property Owner LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-45 (Special Permits for additional parking spaces) and 13-451 (Additional parking spaces for residential growth) of the Zoning Resolution to allow an automated accessory parking garage with a maximum

capacity of 36 spaces on portions of the ground floor, cellar and sub-cellar levels 1, 2 and 3, of a proposed mixed-use building at 221-227 West 28th Street (Block 778, Lot 25), on a zoning lot located at 213-227 West 28th Street (Block 778, Lots 25 & 31), in an M1-6D District. Borough of Manhattan, Community District 5, Council District 3.

Zoning and Franchises